

CHAPTER 24

HIGHWAYS. REMOVAL OF TREES

AN ACT to amend section seventy-six hundred forty-nine (7649), code 1927, relating to the removal of trees from highways.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. That section seventy-six hundred forty-nine (7649),
2 code 1927, be and is hereby amended by striking the period (.) fol-
3 lowing the word "lots" in the ninth (9th) line thereof and substitut-
4 ing a comma (,) therefor, and by adding after said comma (,) the
5 following: "or any tree or trees for windbreaks upon cultivated lands
6 consisting of sandy or other light soils."

1 SEC. 2. This act being deemed of immediate importance shall be
2 in full force and effect from and after its passage and publication in
3 the Muscatine Journal and News Tribune, a newspaper published at
4 Muscatine, Iowa, and in the Columbus Gazette, a newspaper published
5 at Columbus Junction, Iowa.

Senate File No. 281. Approved April 11, A. D. 1929.

I hereby certify that the foregoing act was published in the Muscatine Journal and News-Tribune April 13, 1929, and the Columbus Gazette April 19, 1929.

ED. M. SMITH, *Secretary of State.*

CHAPTER 25

TRAVEL ON PRIMARY ROADS

AN ACT to amend sections five thousand forty-five (5045), five thousand sixty-five (5065) and five thousand sixty-six (5066), relating to motor vehicles, to repeal section five thousand one hundred five-a twenty-seven (5105-a27) relating to motor vehicle carriers, to empower the state highway commission to enforce the traffic laws relative to travel on primary roads and on certain extensions thereof, to authorize the state highway commission to establish rules and regulations and to issue orders relative to the use of the primary roads and certain extensions thereof, to provide a penalty for the violation of such rules, regulations and orders, to authorize said commission to confer the powers of a peace officer on certain of its employees, to amend section four thousand seven hundred seventy-nine (4779), relating to the powers of road patrolmen, and to prohibit the use of certain worn or damaged tires on motor vehicles, all sections herein referred to being of the code, 1927.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section five thousand forty-five (5045) of the code,
2 1927, is amended by inserting after the word "use" in line two (2)
3 thereof the words "or parked upon or immediately adjacent to the
4 traveled portion of the highway".

1 SEC. 2. Section five thousand sixty-five (5065) of the code, 1927,
2 is hereby amended as follows:

3 (a) By striking out the words "a motor" in line two (2) and
4 inserting the word "any" in lieu thereof.

5 (b) By striking out the comma (,) following the word "tons" in
6 line four (4) and inserting the following in lieu thereof: "for vehicles

7 equipped with pneumatic tires or three and one-half tons for vehicles
8 equipped with solid rubber tires”.

1 SEC. 3. Section five thousand one hundred five-a twenty-seven
2 (5105-a27), code, 1927, is hereby repealed.

1 SEC. 4. Section five thousand sixty-six (5066) of the code, 1927,
2 is hereby repealed and the following enacted as a substitute therefor:
3 “5065. **General regulations.** The state highway commission shall,
4 for the protection of the highways and the safety of the traffic there-
5 on, establish rules and regulations and issue orders relative to the
6 use of the primary roads or any part thereof and of those portions
7 of extensions of primary roads built and maintained by the state
8 within cities and towns. Such rules and regulations may, where the
9 matter is not otherwise covered by statute, relate to

10 (a) The hauling of heavy loads over improved road surfaces on
11 vehicles equipped with metal tires or treads except horse drawn
12 vehicles;

13 (b) The moving of houses or other large objects along the primary
14 roads;

15 (c) The stopping of vehicles on the paved portion of the roadway,
16 and the stopping of vehicles on any portion of primary roads for
17 service at wayside markets or filling stations.

18 (e) The establishment of seasonal load limits less than the ordi-
19 nary legal load limit, when in the judgment of the commission weather
20 or subgrade conditions or the condition of the road surface make it
21 advisable to do so.

22 Failure to comply with such rules, regulations or orders shall be
23 deemed a misdemeanor and shall be punishable accordingly.”

1 SEC. 5. **Worn or damaged tires.** No motor vehicle equipped with
2 solid rubber tires shall be operated on the public highways of this
3 state if said tire is worn to such an extent that the tread of the tire
4 is at any point less than one inch from the tip of the flange of the
5 rim. Nor shall such vehicle be operated on the highways if one or
6 more of the tires have become damaged in such a way as to produce
7 an uneven tread, causing a pounding action on the road surface.

1 SEC. 6. **Traffic on primary roads—enforcement.** All primary road
2 patrolmen and maintenance engineers are designated as peace officers
3 and as such shall have authority to apprehend and arrest all violators
4 of the authorized rules, regulations and orders of the highway com-
5 mission and of the law pertaining to the primary highways of the
6 state.

Senate File No. 416. Approved April 16, A. D. 1929.